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**TITLE 326 AIR POLLUTION CONTROL BOARD**

**Final Rule**

LSA Document #05-23(F)

**DIGEST**

Adds [326 IAC 20-95](#) concerning the national emission standards for hazardous air pollutants for industrial, commercial, and institutional boilers and process heaters. Effective 30 days after filing with the Publisher.

**HISTORY**

First Notice: March 1, 2005, Indiana Register (28 IR 1863).

Second Notice and Notice of First Hearing: December 1, 2005, Indiana Register (29 IR 903).

Date of First Hearing: March 1, 2006.

Proposed Rule, Notice of Second Hearing, and Third Comment Period: April 1, 2006, Indiana Register (29 IR 2280).

Date of Second Hearing: June 7, 2006.

**[326 IAC 20-95](#)**

SECTION 1. [326 IAC 20-95](#) IS ADDED TO READ AS FOLLOWS:

**Rule 95. Industrial, Commercial, and Institutional Boilers and Process Heaters**

**[326 IAC 20-95-1](#) Applicability; incorporation by reference of federal standards**

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

**Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7485\*.**

**(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart DDDDD\*, as amended by 70 FR 76933, December 28, 2005\*, national emission standards for hazardous air pollutants for industrial, commercial, and institutional boilers and process heaters.**

**(c) Owners and operators may use the emission averaging provisions as specified under 40 CFR 63.7522\*.**

**(d) Under [326 IAC 3-6](#), source sampling procedures, a test protocol form for an emissions test is due thirty-five (35) days before the intended test date.**

**\*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204.**

*(Air Pollution Control Board; [326 IAC 20-95-1](#); filed Nov 16, 2006, 4:04 p.m.: [20061213-IR-326050023FRA](#))*

*LSA Document #05-23(F)*

*Proposed Rule: April 1, 2006; 29 IR 2280*

*Hearing Held: June 7, 2006*

*Approved by Attorney General: November 6, 2006*

*Approved by Governor: November 16, 2006*

*Filed with Publisher: November 16, 2006, 4:04 p.m.*

*Documents Incorporated by Reference: 40 CFR 63, Subpart DDDDD, National Emission Standards for Hazardous Air Pollutants: Industrial, Commercial, and Institutional Boilers Process Heaters; 70 FR 76933 (December 28, 2005), amendments to National Emission Standards for Hazardous Air Pollutants: Industrial,*

*Posted: 12/13/2006 by Legislative Services Agency*

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